

COOPER & DUNHAM LLP
ATTORNEYS AT LAW1185 AVENUE OF THE AMERICAS, NEW YORK, NEW YORK 10036
TELEPHONE: (212) 278-0400RECEIVED
CENTRAL FAX CENTER

NOV 14 2005

CHRISTOPHER C. DUNHAM
NORMAN H. ZIVIN
JOHN P. WHITE
WILLIAM E. PELTON
ROBERT D. KATZ
WENDY E. MILLER
ROBERT T. MALDONADO
ERIC D. KIRSCH
ALAN J. MORRISON
KEITH J. BARKAUS
AUDE GERSPACHER
JEFFREY C. SHIEM
BRIAN J. AMOS
TONIA A. SAYOUR
LESLIE K. NGUYEN
NILAY D. PATELIVAN S. KAVRUKOV
PETER D. MURRAY
JAY M. MAIOLI
ROBERT S.G. MONOWITZ
PETER J. PHILLIPS
RICHARD S. MILNER
RICHARD F. JAWORSKI
PAUL TENG
GARY J. GERSHIK
MARIA V. MARUCCI
ASHTON J. DELAUNEY
NARESH SRITHARAN
JOSEPH B. GROSS
DANIEL N. SMITH
KATHARINE R. RICEFACSIMILE: (212) 391-0525
(212) 391-0526
(212) 391-0630
(212) 391-0631OF COUNSEL
DONALD S. DOWDEN
PEDRO C. FERNANDEZFOUNDED 1867
www.cooperdunham.comFACSIMILE TRANSMISSION

PLEASE DELIVER THE FOLLOWING PAGES

TO : USPTO Central Facsimile NumberCOMPANY/FIRM : U.S. Patent and Trademark OfficeFACSIMILE NO.: (571) 273-8300FROM : Alan J. Morrison, Esq./JCSTOTAL NUMBER OF PAGES, INCLUDING COVER PAGE: 10DATE : November 14, 2005 Time: 3:45 p.m.CLIENT/DOCKET: U.S. Serial No. 09/851,071; Our Docket 0575/55424-2

IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL BACK AS SOON AS POSSIBLE TO (212) 278-0400.

MESSAGE:

=====

THE INFORMATION CONTAINED IN THIS FACSIMILE TRANSMISSION IS INTENDED SOLELY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. THIS TRANSMISSION MAY BE AN ATTORNEY-CLIENT COMMUNICATION CONTAINING INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT A DESIGNATED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO A DESIGNATED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, OR IF UPON READING THIS DOCUMENT YOU HAVE REASON TO BELIEVE THAT THE DOCUMENT WAS INADVERTENTLY SENT TO YOU, PLEASE NOTIFY US IMMEDIATELY BY COLLECT TELEPHONE CALL AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

Docket No. 0575/55424-2/JPW/AJM/JCSIN THE UNITED STATES PATENT AND TRADEMARK OFFICERECEIVED
CENTRAL FAX CENTER

Applicant(s): Ann Marie Schmidt, et al.

Serial No. : 09/851,071 Examiner: S. Kaushal

Filed : May 8, 2001 Group Art Unit: 1636

For : A Method for Inhibiting Tumor Invasion or Spreading
in a Subject

NOV 14 2005

Mail Stop Amendment
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Date: November 14, 2005

Sir:

Transmitted herewith is an amendment to the above-identified application.

X Small entity status of this application under 37 C.F.R. \$1.9 and \$1.27 has been previously established.

 A verified statement to establish small entity status under 37 C.F.R. \$1.9 and \$1.27 is enclosed.

X No additional fee is required.

The filing fee is calculated as follows:

	Number after Amend-ment	Highest Number Previously Paid For ¹	Number of Extra Claims Presented	RATE		FEE	
				Small Entity	Other Entity	Small Entity	Other Entity
Total Claims	8 -	* 22 =	*** 0 X	\$25	\$50	= 0	
Indepen-dent Claims	1 -	** 3 =	*** 0 X	\$100	\$200	= 0	
Multiple Dependent Claim(s) Presented For First Time <u> </u> Yes <u>X</u> No				\$180	\$360	= 0	
				TOTAL ADDITIONAL FEE		\$ 0.00	

The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment or the number of claims originally filed.

* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

** If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.

*** If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0".

JPW Rev. 2-4-05

Applicant(s): Ann Marie Schmidt, et al.Serial No. : 09/851,071Filed : May 8, 2001

Amendment Transmittal Letter

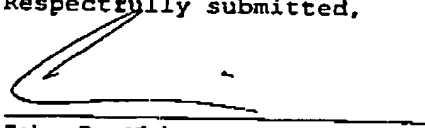
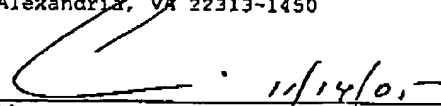
Page 2

The following are also enclosed:

☒ One additional copy of this Amendment Transmittal Letter☒ Return Receipt Postcard☐ An Information Disclosure Statement, including Form PTO-1449(Copies of citations included: Yes ☐ No ☐
and a fee of \$ ☐ included)☐ A Petition for an Extension of Time, including a fee of
\$ ☐ for a Petition for ☐ Month(s) Extension of Time☐ Other (identify): _____

_____THE TOTAL FEE DUE IS \$ 0.00.☐ A check in the amount of \$ ☐ is enclosed.☐ Please charge Deposit Account No. ☐ in the amount of
\$ ☐.☒ The Commissioner is hereby authorized to charge any additional fees
required or credit any overpayment to Deposit Account No. 03-3125
as follows:☒ Fees under 37 C.F.R. \$1.16 for the presentation of extra claims
☐ Patent application processing fees under 37 C.F.R. \$1.17

Respectfully submitted,


John P. White
Registration No. 28,678
Alan J. Morrison
Registration No. 37,399
Attorneys for Applicant(s)
Cooper & Dunham LLP (Customer #23432)
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400I hereby certify that this
correspondence is being transmitted
this date by facsimile to:Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Alan J. Morrison
Reg. No. 37,399Date
11/14/05

Docket No. 0575/55424-Z/JPW/AJM/JCSIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Ann Marie Schmidt, et al.
 Serial No. : 09/851,071 Examiner: S. Kaushal
 Filed : May 8, 2001 Group Art Unit: 1636
 For : A Method for Inhibiting Tumor Invasion or Spreading
in a Subject

Mail Stop Amendment
 COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, VA 22313-1450

Date: November 14, 2005

Sir:

Transmitted herewith is an amendment to the above-identified application.

X Small entity status of this application under 37 C.F.R. \$1.9 and \$1.27 has been previously established.

 A verified statement to establish small entity status under 37 C.F.R. \$1.9 and \$1.27 is enclosed.

X No additional fee is required.

The filing fee is calculated as follows:

	Number after Amendment	Highest Number Previously Paid For ¹	Number of Extra Claims Presented	RATE		FEE	
				Small Entity	Other Entity	Small Entity	Other Entity
Total Claims	8 -	* 22 =	*** 0 X	\$25	\$50	= 0	
Independent Claims	1 -	** 3 =	*** 0 X	\$100	\$200	= 0	
Multiple Dependent Claim(s) Presented For First Time <u> </u> Yes <u>X</u> No				\$180	\$360	= 0	
				TOTAL ADDITIONAL FEE \$ 0.00			

The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment or the number of claims originally filed.
¹ If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.
² If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.
³ If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0".

JPW Rev. 2-4-05

Applicant(s): Ann Marie Schmidt, et al.

Serial No. : 09/851,071

Filed : May 8, 2001

Amendment Transmittal Letter

Page 2

The following are also enclosed:

☒ One additional copy of this Amendment Transmittal Letter

☒ Return Receipt Postcard

☐ An Information Disclosure Statement, including Form PTO-1449
(Copies of citations included: Yes ☐ No ☐
and a fee of \$ ☐ included)

☐ A Petition for an Extension of Time, including a fee of
\$ ☐ for a Petition for ☐ Month(s) Extension of Time

☐ Other (identify): ☐

THE TOTAL FEE DUE IS \$ 0.00

☐ A check in the amount of \$ ☐ is enclosed.

☐ Please charge Deposit Account No. ☐ in the amount of
\$ ☐

☒ The Commissioner is hereby authorized to charge any additional fees
required or credit any overpayment to Deposit Account No. 03-3125
as follows:

☒ Fees under 37 C.F.R. \$1.16 for the presentation of extra claims
☐ Patent application processing fees under 37 C.F.R. \$1.17

Respectfully submitted,

I hereby certify that this
correspondence is being transmitted
this date by facsimile to:

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

11/14/05
Alan J. Morrison Date
Reg. No. 37,399

John P. White
Registration No. 28,678
Alan J. Morrison
Registration No. 37,399
Attorneys for Applicant(s)
Cooper & Dunham LLP (Customer #23432)
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400

Dkt. 0575/55424-Z/JPW/AJM/JCS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Ann Marie Schmidt, et al.
Serial No.: 09/851,071 Examiner: S. Kaushal
Filed : May 8, 2001 Group Art Unit: 1636
For : A METHOD FOR INHIBITING TUMOR INVASION OR
SPREADING IN A SUBJECT

1185 Avenue of the Americas
New York, New York 10036
November 14, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
CENTRAL FAX CENTER

NOV 14 2005

SIR:

SECOND PRELIMINARY AMENDMENT

This Second Preliminary Amendment is submitted further to a November 9, 2005 telephonic interview between Examiner Sumesh Kaushal and applicants' undersigned attorney, Alan J. Morrison, Esq., in connection with the above-identified application.